Case 3:06-cv-02248-O - Document 26-9 Filed 05/05/08 Page 1 of 15 PageID 591

SUPPLEMENTARY REPORT

NO	Murder	NO8	36-11-038
-	Classification		
Name of Complainant	Address		Phone No.
State of Texas	c/o Mercedes Police Dept.	5	565-3102
Offense			
	DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.: (Investigating Officer must sign)		
Page No.		ate Novem	mber 9, ₁₉ 86
On November 9, 1986 a	at approximately 12:27 AM, I arrived at the	scene of a	stabbing which
	Place Lounge located on 217 N. Illinois, Mer		
arrival, I made contact w	ith Sgt. Vasquez who advised me to guard his	unit due t	o he had an
	rested. I stood in the doorway of Jovita's		
of outside people and to d	deny exit of anyone from within the place.	Sgt. Vasque	z then asked
me to stay in the building	g while he went to the police department and	l processed	the arrested
person in order to incarce	erate him. At this time, Officer Robert Gut	ierrez was	also in the
lounge identifying everyor	ne who was in the premises during the incide	ent.	
At approximately 12:3	35 AM, emergency medical service ambulance a	rrived at t	he scene.
Two of the three emergency	y medical attendants conducted their skills	and after a	few minutes
requested that I request f	for a Justice of the Peace. I relayed this	information	by radio to
dispatch operator Linda Al	laniz and she informed me that Judge Gutierr	ez would be	on his way.
During this time, I v	viewed that the individual that was stabbed	was lying f	lat on his
back between a pool table	and the west side wall of the building. Ph	otographs w	ere taken of
the body by Det. Vargas upo	on his arrival.		
At approximately 1:03	3 AM, I was asked by Det. Vargas to go outsi	de the buil	ding and
to attempt to find any evi	idence which may be of hlep to this case. A	t approxima	tely 1:06 AM
Judge Gutierrez arrived at	the scene and made contact with Det. Narci	so Vargas.	At approximate
1:21 AM, I left the area a	and left the investigation up to the investi	gators.	
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	and the second of the second o		
25 INVESTIGATING OFFICER(S)	26 REPORT MADE BYRicardo_Val	dez Sr.	DATE 11-09-86_
27 CASE FILED	28 THIS CASE IS Active 29 APPROVED BY		
Yes No D Cleared by arrest D	Unfounded Inactive Other I		
			

Case 3:06-cv-02248-O -BH Document 26-9 Filed 05/05/08 Page 2 of 15 PageID 592 SUPPLEMENTARY REPORT

NO	Murder Classification	NO. 86-11-038		
	Classification			
Name of Complainant	Address	Phone No.		
State of Texas	c/o Mercedes Police Dept.	565-3102		
Offense				
	DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.: (Investigating Officer must sign)			
Page No.		November 9, 86		

On 11-09-86 at about 12:24 AM, reporting officer was patroling the area of Webb and Texas St. At this time, Officers Sgt. Vasquez, Ptlm. R. Valdez, and myself were dispatched to Jovita's Lounge located at the 200 Blk. of North Illinois via radio in reference to a stabbing. I responded by traveling south on Texas Ave. and turning east on Starr St. When I got to the Starr and Ohio intersection, I activated my unit's overhead emergency lights and heard Sgt. Vasquez transmit in the unit radio that he was after a green pickup truck which had pulled out of Jovita's lounge and was traveling north on Illinois St. I saw his unit after the said truck as they were about to turn west on Starr St. and decided to block the truck's path of travel with my unit. Sgt. Vasquez then called in the truck's license plates and I, in turn, drove my unit towards the truck and forced it to stop between Illinois and Ohio St. where the Hidalgo Bank outlets are located. I noticed that the truck was not going to stop so, I exited my unit, unholstered my weapon and pointed it at the operator of the truck due to the fact that I feared for my safety and to attempt to stop the truck. At that point, the operator of the truck stopped and began to exit his truck.

Once the subject was out of the truck, Sgt. Vasquez was already out of his unit and approaching the operator with his weapon unholstered. He told the operator, "no te muevas." When Sgt. Vasquez had the situation under control, he told me to go the lounge and secure the scene. I drove the lounge, exited my unit and went inside the lounge where I noticed a male subject lying on the floor. The subject was face up next to a pool table to the west side of the building about 3 to 4 feet away from the main door. There was blood on the floor next to him and a large part of his shirt was stained with his blood. The subject appeared to be grasping for air, and I noticed one puncture wound on his upper chest area which was still bleeding. I walked over to the subject, checked for vital signs and noticed that his pulse was very weak. I was then informed by the dispatcher that an ambulance was already enroute. I asked the dispatcher for an estimated time of arrival but she could not give me

25 INVESTIGATING	G OFFICER(S)	26 R	EPORT MADE BY	, Robert Gutierrez Jr.	DATE 11-09-86
27 CASE FILED		28 THIS CASE IS		29 APPROVED BY	
Yes N	lo Cleared by arrest	Unfounded Inactive	Other 🗌		

Case 3:06-cv-02248-O -BH Document 26-9 Filed 05/05/08 Page 3 of 15 PageID 593

SUPPLEMENTARY REPORT

NO Miu	rder	N	o. <u>86-11-038</u>
	Classification		
Name of Complainant	Address		Phone No.
State of Texas c/o Mer	cedes Police De	pt.	565-3102
Offense			
	PROGRESS OF INVESTIG pating Officer must sign)	GATION, ETC.:	
Page No		Date	November 9, 19 86
one. At about that time, Sgt. Vasquez arr	ived at the sce	ne and was attempt	ing to give first
aid to the subject on the floor. He then	ordered me to i	dentify the people	who were at the
bar and to take down their personal information	ation. While I	was doing that, I	noticed that
Officer Valdez had arrived at the scene and	l assisted Sgt.	Vasquez with the	first aid.
The people at the bar were identified	as Amado Mauri	cio Trevino of 733	South Ohio -
DOB 9-13-38; Guadalupe Garces of 134 N. M	atamoros-DOB 4-	26-44; Robert Yria	rte of Taylor
Apt. #123 - DOB 8-24-51; Irma Espinoza of 3	321 N. Missouri	- DOB 10-24-60; E	stella Delgado
of 338 N. Texas - DOB 11-13-61; Maria Delga	ado 338 North To	exas - DOB 5-11-51	and La Bruna,
all were from Mercedes. Once I had identify	fied the people	there, Sgt. Vasqu	ez transported
the male subject whom we had stopped earlie	er to the police	e department and 1	eft Officer Valdez
and me at the scene and in charge of it. As	fter a minute o	r two, the ambulan	ce arrived at
the location and three emergency care atter	ndants checked	the male subject o	n the floor for
vital signs.		-	
After that, Chief Pape and Inspector	Vargas arrived a	at the scene and w	ere informed of
the traffic. I walked over to where the su			
puncture wound on the chest area adjacent			
Justice of the Peace was called in due to t		_	
Vargas told me to transport the people at t		_	-
I, in turn, informed the people of the train	_	_	
where the interviews were taken over by Ins			
No further action was taken by this officer			
-			
		****	<u></u>
And the state of t	and a same of the		
25 INVESTIGATING OFFICER(S)	26 REPORT MADE BY	Robert Gutierrez	Jr. DATE 11-09-86
27 CASE FILED 28 THIS CASE IS	Active 29 A	APPROVED BY	
Yes No Cleared by arrest Unfounded Inactive	,		

Case 3:06-cv-02248-O - BH Document 26-9 Filed 05/05/08 Page 4 of 15 PageID 594

SUPPLEMENTARY REPORT

NO	Murder Classification	NO. <u>86-11-038</u>
Name of Complainant	Address	Phone No.
State of Texas	c/o Mercedes Police Dept.	565-3102
Offense		
·	DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.: (Investigating Officer must sign)	
Page No.		ate November 9, 1986

On Sunday, November 9, 1986 at about 12:35 AM, I was called in to the police department. At the police department Dispatcher Linda Alaniz advised me that there had been a stabbing at Jovita's Place and that we had a man dead at the scene. I proceeded to Jovita's Place located at 217 N. Illinois St. in Mercedes. Upon arrival, I made contact with Officer R. Valdez, Officer R. Gutierrez and Sqt. J. Vasquez. They informed me that one man was dead and the suspect in custody. The scene had been secured and witnesses were kept inside Jovita's. As I entered, I saw the victim lying on the floor face up next to the pool table. I checked the victim and observed that he had a stab wound to the left side of his chest. I asked who the victim was and a witness by the name of Irma Castillo Espinoza said that she knew him as Jose Garcia. I then proceeded to photograph the scene. While doing so, Irma Espinoza told me that Freddy Rivera had been the one that had stabbed him and that she had witnessed everything. I then told the officer to transport all the witnesses to the police department so that I could talk to them later. I checked the victim for identification. I found a wallet on his right back pant pocket. I looked in the wallet and found receipts of Jose David Soto Belloso. At this time, Judge Apolonio Gutierrez arrived, pronounced Mr. Belloso dead and orderd an autopsy. The Guerra Funeral Home of Pharr was called to pickup the deceased Chief Pape and I made a rough sketch of the body. The Guerra Funeral Home arrived and transported the body to Ceballos Funeral Home. I then locked up the bar and secured it. I had taken the keys from the barmaid, Maria Delgado. I went back to the police department and contacted the owner of the Jovita's. I told her that I did not want anybody going into the place of business until I finished with my investigation. I went to the suspect's pickup and found a knife under the seat. I photographed it and picked it up as evidence. The knife was a butterfly knife with silver handles. The knife had red stains which appeared

to be blood. After 1 pr	cked up the evidence,	1 proceeded	to talk to the withess	ses.
I then made contact	with Amado Mauricio	Trevino who	resides at 733 S. Ohio	St. in
25 INVESTIGATING OFFICER(S)	26 RE	PORT MADE BY	Inspector N. Vargas	DATE 11-09-86
27 CASE FILED	28 THIS CASE IS	Active 29 A	PPROVED BY	
Yes No Cleared by arrest	☐ Unfounded ☐ Inactive ☐	Other 🔲		
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Case 3:06-cv-02248-ETGE Case Police Decument 26-9 Filed 05/05/08 Page 5 of 15 PageID 595

· 0	Murder	NO. 86-11-038	
0	Classification		
lame of Complainant	Address	Phone No.	
State of Texas	c/o Mercedes Police Department	565-3102	
ffense			
<u> </u>			
	DETAILS OF OFFENSE PROGRESS OF INVESTIGATION FTC		

(Investigating Officer must sign)

Date

November 9, 19 86

Mercedes, Texas. Mr. Trevino stated that he had not seen the stabbing but that he had gotten a hold of the suspect. He had tried to stop the fight. Mr. Trevino stated that he had fallen to the floor because the victim had pushed the suspect with a chair while he was holding on to him. When he got up, the suspect was gone and the victim was on the floor next to the pool table. Mr. Trevino stated that he then saw that the victim had blood on his body. I asked Mr. Trevino if he knew the victim and suspect. He said that he did not know the victim but that he did know that the suspect was from Mercedes. I then took and affidavit from Mr. Trevino.

I then made contact with Irma Espinoza. She told me that Freddy Rivera had stabbed Joe Garcia. I asked her if she knew why and she told me that they had gotten into an argument at the 101 Club over a pool table. Irma said that Joe and herself had left the 101 Club and had gone to Jovita's. They had ordered a beer and Joe went back to the door to see if a friend of his was coming to join them. Irma stated that when she turned to see Joe, Freddy Rivera was also at the door and they started to argue again. At that time, Joe pushed Freddy with a chair. Freddy then pulled out a knife, raised his right hand and then stabbed Joe on the chest. Joe then picked up a chair but Irma took it away. Irma said that after she took the chair away, Joe just fell to the floor next to the pool table. I then took Irma Castillo's affidavit.

At about 3:50 AM, I made contact with Rosario Sandoval (La Bruna). She stated that she had seen the stabbing but had seen when Irma took the chair away from the victim. When she got close, she saw the victim on the floor.

I then spoke with the rest of the witnesses but all claimed that they had not seen the stabbing nor knew the victim nor the suspect. I did take their information in case I needed to talk to them.

27 CASE FILED 28 THIS CASE IS ACTIVE 29 APPROVED BY

Yes No Cleared by arrest Unfounded Inactive Other C

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Page No.

Case 3:06-cv-02248-O - Document 26-9 Filed 05/05/08 Page 6 of 15 PageID 596

SUPPI	LEMEN	NTARY	REPORT
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NO	Murder	NO. 86-11-038
NO	Classification	NO
Name of Complainant	Address	Phone No.
State of Texas	c/o Mercedes Police Dept.	565-3102
Offense		
	DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.: (Investigating Officer must sign)	
Page No	Dat	November 9, 19 86
	. At my office, I advised Alfredo Hinojos understood them and signed the Miranda Fon	
that he was being questioned	on the Murder of Jose David Belloso. I to	old Mr. Hinojosa that
the man that he had stabbed l	had died. I then asked him why he had stal	obed Mr. Belloso. Mr.
Hinojosa did not answer. I	then told Mr. Hinojosa that I had recovered	d the knife and that
there were witnesses that had	d seen him stab the victim. I asked him to	o tell me what had
happened. Mr. Hinojosa told	me that I already knew what had happened a	and that I had the knife.
I told him that it was up to	him to tell me what had happened if he war	nted to. He then told
me that their feud had starte	ed two days before. He said that they star	rted to argue and that
he thought that the victim wa	as going to take something out of his pocke	ets, so he took out
his knife and stabbed the vic	ctim once. I told him that the victim did	not have any weapons
with him. Mr. Hinojosa said	that he really thought that he had someth	ing. I asked Mr. Hinojosa
if he would give me a writter	n statement and he said no, that he had all	ready told me what had
happened.		
I then observed that Mr.	. Hinojosa had some blood stains on his rig	ght hand (middle and
index fingers) and what appear	ared to be a drop of blood on his t-shirt.	I removed his t-shirt
and took it as evidence. It	then took some distilled water and a cotton	n swab and took samples
	's right hand. I then took Mr. Hinojosa ba	_
started to prepare the paper		
On this same date, a con	mplaint of Murder was signed against Alfred	do Rivera Hinojosa
	Judge Flores issused a warrant of arrest	-
	do Hinojosa out of his cell and informed Mr	
	for the murder of Jose David Belloso. I t	
	Judge Flores arraigned Mr. Hinojosa on t	
_	. Hinojosa was later transported to the Hi	•
Edinburg, Texas.	26 REPORT MADE BY Inspector N. V	
27 CASE FILED		UNIE
	28 THIS CASE IS Active 29 APPROVED BY	

Case 3:06-cv-02248-0 ercedes Police Department Document 26-9 Filed 05/05/08 Page 7 of 15 PageID 597

NO	Murder	NO. 86-11-038
	Classification	
Name of Complainant	Address	Phone No.
State of Texas	c/o Mercedes Police Dept.	565-3102
Offense		
	DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.: (Investigating Officer must sign)	
Page No.		November 9, 1986
	•	
On Sunday, November	r 9, 1986 at about 9:00 AM, Det. Sgt. L. Chac	on and I went by Jovita's
Place located at 217 No.	rth Illinois to measure the crime scene of th	e murder that happened
earlier this same morning	ng. We measured the inside of the building a	nd took pictures. I
picked up some blood sar	mples from the floor. I also took pictures o	f the outside (building).
The samples of blood wer	re taken as evidence and were tagged.	
On this same date a	at about 11:30 AM, we went by Ceballos Funera	1 Home located at 1023
North 23rd St. in McAlle	en, Texas for an autopsy. We made contact wi	th Dr. Santos who
	We took pictures of the victim, Jose David B	
	took pictures of the victim while Dr. Santos	
	the stab wound had passed thru the victim's h	
,	samples so we could send it to the lab.	conce the second second
no are production and article	samples be we could beneat the column tast	
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	Aleiand	ro Moreno DATE 11-09-86
25 INVESTIGATING OFFICER(S)	ZUNEFONI WADE DI	UATE
27 CASE FILED Yes No Cleared by arrest	28 THIS CASE IS Active 29 APPROVED BY Unfounded Inactive Other	
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Case 3:06-cv-02248-0 BH Document 26-9 Filed 05/05/08 Page 8 of 15 PageID 598

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NO	Murder	NO. 86-11-038
	Classification	
Name of Complainant	Address	Phone No.
State of Texas	c/o Mercedes Police Dept.	565-3102
Offense		
	DETAILS OF OFFENSE, PROGRESS OF INVESTIGATION, ETC.: (Investigating Officer must sign)	
Page No.		Date November 9, 19 86
name de		
On November 9,	1986, at about 9:00 AM, Det. Sgt. A. Moreno and	l I went to Jovita's Place
located at 217 N. Il	llinois St. in Mercedes, Texas. At said locatio	on, I photographed the inside
of Jovita's Place.	Det. Sgt. A. Moreno photographed the outside of	Jovita's Place (the outer
part of the building	g). We then started to pick up blood samples fr	rom the floor next to the
pool table that was	located next to the front door on the right han	nd side as you walk in.
Then the inside of J	Jovita's Place was measured.	
On the same dat	te at about 11:30 AM, Det. Sgt. A. Moreno and I	attended the autopsy of
	vid Soto Belloso. Autopsy was performed by Dr.	
	d at 1023 North 23rd St. in McAllen, Texas. Pho	
Det. Sgt. A. Moreno		J 2
	osy was being performed Dr. Santos showed us the	heart with one stab
-	nt thru the heart and came out the other side.	
- · · · · ·	otographs were taken.	
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25 INVESTIGATING OFFICER(S)	26 REPORT MADE BY Luis Cha	con
27 CASE FILED	28 THIS CASE IS Active 29 APPROVED BY	
	y arrest Unfounded Inactive Other	

Case 3:06-cv-02248-O -BE Document 26-9 Filed 05/05/08 Page 9 of 15 PageID 599

SUPPLEMENTARY REPORT

NO		Murder		NO.	86-11-038
		Classif	ication		
Name of Complainant		Ac	ddress		Phone No.
State of Texas		c/o Mercede	es Police Dept.		565-3102
Offense	÷				
:	o de la companya de l	AILS OF OFFENSE, PROGR		ETC.:	
		(Investigating Of	fficer must sign)		
Page No.				Date Nove	mber 12, ₁₉ 86
May .					
				the Murder of	Jose David Belloso
and took them to t	he McAllen [OPS Lab for compa	arison.		
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25 INVESTIGATING OFFICER(S)		26 REPO	RT MADE BYINST	pector N. Varga	DATE 11-12-86
27 CASE FILED	28 T	THIS CASE IS	Active 29 APPROVE	D BY	
Yes No Cleared b	y arrest 🔲 Unfou	inded Inactive I C	Other 🔲		

Case 3:06-cv-02248-O	-BH Document 26-9	Filed 05/05/08	Page 10 of 15	PageID 600
Docket No		•	Case	No. 86-11-567

Mercedes Police Department Arrest Record

Name Alfredo Rivera Hinojosa						Allas:							
							IDDY						
Address Phone 1245 S. Georgia St. Mercedes, TX							Date: 11-09-86						
	pation				1 Secu		_			nd State	· · · · · · · · · · · · · · · · · · ·		Time:
Labo		····											10:40 AM
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Witne	ess:					Add	dres	S					Phone
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	oner R		-								Dispositi	on	
Date:	11	-09-8	6	Time:	2:00	PM by	<u>/: A</u>	. More	eno	·····	taken t	to county	jail \$100.000
Syno	psis: (use ba	ick if	need e d)									bond
	0	C	37-			006	. ,						
	- On	Sunda	у, м	ovembei	9, 1	986 a	t al	bout 1	10:20	AM, I ar	rested A	Lfredo Riv	vera Hinojosa
on v	warra	nt #6	9-124	11 Murd	ler.	Mr. H	iņo;	josa v	vas the	en taken	before	Municipal	Judge Ricard
Flor	reswh	o set	bond	l at \$1	.00,00	О. н	e wa	as lat	er tra	ansporte	d to the	Hidalgo (County Jail in
Floreswho set bond at \$100,000. He was later transported to the Hidalgo County Jail in Edinburg in lieu of bond.													
FAI	nburg	ın ı	ieu c	of bond	l. 								
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Arres	sting C	fficer								Approv	ed:		
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, *	Jase 3:06-cv-02248-0 -Ba 500	chut	SAID	ENC	UBLIC SAFETY LABO E SUBMISSION AILED INSTRUCTIONS ON	Page 11 of 15 Pagaboration case no			
VICTIM	8 NAMES (LAST NAME, FIRST NAME, MIDDLE INITIAL)	RACE	8EX	AGE	BUBINITING OFFICIAL Narciso Varg	as Jr. Agency sugmitting mercedes Police Dept.			
	oso, Jose David	ī,	м	32	PRINTED NAME	ATRAST			
	oso, cose savia	+	171	32	Narciso Varg	CITY/ZIP			
					TITLE	Mercedes, TX 78570			
		<u> </u>	L	لــــا	Inspector	(512) 565-3102			
8USPECT	IS NAMES (LAST NAME; FIRST NAME, MIDDLE INITIAL)	RACE	SEX	AGE	SEND REPORT TO: (AGENC	Mercedes Police Dept.			
Hino	josa, Alfredo Rivera	L	М	25	Inspector N. Vargas				
					STREET 323 S. O	hio St.			
					citvizia Mercedes	, Texas 78570			
OFFENSE		E OF O	FFENS	QE		COUNTY OF OFFENSE			
	MURDER			86		Hidalgo			
NOTE	: A BRIEF SYNOPSIS OR OFFENSE REPORT ATTACHED								
ITEM NO.	DESCRIPTION	OF	PYP'		EVIDENCE SUBMITTI				
4 1			 		ORIGIN (WHERE FOUND)	· EXAMINATION(S) REQUESTED			
#1	Silver butterfly knife		veh	icle	of suspect	Blood and blood type			
#2	Blue T-shirt size L (men)		on	vict	im,	Blood and blood type			
#3	Men's blue jeans		on	vict	im	Blood and blood type			
#4	#4 Cotton swab with blood				spect	Blood and blood type			
#5	Cotton gauze with blood		fro	m cr	ime scene	Blood and blood type			
#6	Test tube of blood		fro	m vi	ctim	Blood and blood type, match with item #1			
#7	Sandbaqs qray t-shirt		fra	m su	spect	Blood and blood type			

1			
#1	Silver butterfly knife	vehicle of suspect	Blood and blood type
#2	Blue T-shirt size L (men)	on victim	Blood and blood type
#3	Men's blue jeans	on victim	Blood and blood type
#4	Cotton swab with blood	from suspect	Blood and blood type
#5	Cotton gauze with blood	from crime scene	Blood and blood type
#6	Test tube of blood	from victim	Blood and blood type, match with item #1
#7	Sandbaqs qray t—shirt	from suspect	Blood and blood type
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LAB 6 (Re	¥ 8/82)		

FFB 1 9 1987

PAULIAE G. GONZALEZ, CKERK

CAUSE NO. CR-105-87-C

THE STATE OF TEXAS IN THE JUDICIAL DISTRICT COU

VS. HIDALGO COUNTY, TEXAS

ALFREDO RIVERA HINOJOSA 139TH DISTRICT COURT

STATE'S MOTION TO AMEND INDICTMENT

TO THE HONORABLE JUDGE OF SAID COURT:

NOW COMES, the State of Texas by and through RENE GUERRA, Criminal District Attorney in and for Hidalgo County, Texas, in the above entitled and numbered cause and respectfully moves the Court to amend the indictment in said cause under Art. 28.10 of the Code of Criminal Procedure so that the indictment would read as follows:

IN THE NAME AND BY AUTHORITY OF THE STATE OF TEXAS:

THE GRAND JURY, for the County of Hidalgo, State of Texas, duly selected, empaneled, sworn, charged and organized as such at the January Term A.D. 1987 of the 206th Judicial District Court for said County, upon their oaths present in and to said court at said term that ALFREDO RIVERA HINOJOSA hereinafter styled Defendant, on or about the 9th day of November A.D. 1986, and before the presentment of this indictment, in Hidalgo County, Texas, did then and there intentionally and knowingly cause of the death of an individual, by stabbing the said JOSE DAVID SOTO BELLOSO with a deadly weapon, to-wit: a knife, that in the manner of its use and intended use was capable of causing death and serious bodily injury.

AGAINST THE PEACE AND DIGNITY OF THE STATE.

/S/ ESTEBAN FLORES
FOREPERSON OF THE GRAND JURY

(Emphasis added to proposed amended portions)

In support of the above motion, the State would show that the proposed amended indictment does not charge the defendant with an additional or different offense, nor would the substantial rights of the defendant be prejudiced by said proposed

amended indictment.

WHEREFORE, PREMISES CONSIDERED, the State of Texas, by and through her Criminal District attorney in and for Hidalgo County, respectfully prays that this Honorable Court amend the indictment in the manner proposed herein.

RESPECTFULLY SUBMITTED,

RENE GUERRA

CRIMINAL DISTRICT ATTORNEY

HIDALGO COUNTY, TEXAS

OMAR J. CARZA-Assistant Criminal District Attorney

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing State's Motion to Amend Indictment has been this 19th day of February, 1987, hand delivered to Jose Antonio Gomez, Attorney for Defendant.

OMAR J. GARZA-Assistant Criminal District Attorney

Lecretary

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WESLACO FIRE DEPT. TEMS DIVISION

COPY OF THE ORIGINAL

Weslaco Fire Department Supplement Report

Nature of call STABBING	Date 11/09/86							
Address: 217 N. ILLINOIS	Time-out 0026							
Incident # 86-1203	Time Arrival UNKNOWN-DISPATCH FAILED TO							
Division 117								
Office-in-charge CAPT. HUFFMAN	Unit Responding 516							
Remarks:								
I, SUSIE VEGA, SECRETARY F	OR THE WESLACO FIRE DEPARTMENT/							
EMS DIVISION, ON 11/18/86,	MADE CONTACT BY PHONE WITH AN							
INVESTIGATOR FROM THE MERC	EDES POLICE DEPARTMENT BY THE							
NAME OF NARCISO VARGAS. I	NVESTIGATOR VARGAS GAVE ME THE							
INFORMATION ON THE DECEASE	D WHICH WE NEEDED TO COMPLETE							
OUR REPORTS ON THIS PARTIC	ULAR INCIDENT, THE NAME OF THE							
VICTIM AND ADDRESS, JOSE D	AVID COTO BELLOS, 512 FIRST							
STREET, MERCEDES, HE ALSO	GAVE ME THE DECEASEDS NEXT OF							
KIN NAME AND ADDRESS, ELEN	A HERNANDEZ BELLOSO, P O BOX 485							
RALLS, TEXAS, 79357, WHO H	APPENS TO BE THE WIFE OF THE							
DECEASED.								
ON 11/20/86, I, SUSIE VEGA	, MADE CONTACT INVESTIGATOR N.							
	ICE DEPARTMENT, BY PHONE, AGAIN,							
THIS TIME IT WAS TO GET TH	E NAMES OF THE POLICE OFFICERS							
WHO WERE PRESENT AT THE SC	ENE WHEN OUR AMBULANCE CREW WAS							
THERE, THE AMBULANCE CREW	FAILED TO GET THIS INFORMATION AT							
 :	INVESTIGATOR VARGAS GAVE ME THE							
NAMES OF SGT. J. VASQUEZ,	PATROL OFFICER R. VALDEZ, AND							
PATROL OFFICER R. GUTIERRE	Z, I ALSO ASKED WHO THE INVEST-							
	SE WAS, HE STATED HE WAS ASSIGNED							
TO THE CASE.								
THIS IS THE REASON FOR THI	S SUPPLEMENT REPORT, IT WILL BE							
ATTACHED TO THE ORIGINAL R	EPORT MADE BY THE RESPONDING EMS							
CREW.								
PREPARED BY: WASA & LOGO	DATE: 11-20-86							



GARY FITZSIMMONS DALLAS COUNTY DISTRICT CLERK

FELONY RECORD SEARCH CERTIFICATE

THE STATE OF TEXAS COUNTY OF DALLAS

I, GARY FITZSIMMONS, CLERK OF THE DISTRICT COURTS OF DALLAS COUNTY, TEXAS, DO HEREBY CERTIFY THAT A SEARCH OF THE INDEXES FROM 1973 THROUGH THE PRESENT DATE REFLECTS THE FOLLOWING:

ESCAMILLA JUAN	\mathbf{BM}	093083	F-0773346	FP	AA/DW	TRAN
ESCAMILLA JUAN	WM	093083	F-0773174	FP	AA/DW	TRAN
ESCAMILLA JUAN	WM	093083	F-0757125	FP	AGG ROB DW	PENDING
ESCAMILLA JUAN	WM	093083	F-0157490	FS	EVADE ARREST/D	REVK
ESCAMILLA JUAN	WM	093083	F-0334670	FQ	POSS CS	PGBC
ESCAMILLA JUAN	WM	093083	F-0334671	FQ	UPF FELON	PGBC
ESCAMILLA JUAN	WM	093083	F-0157491	FS	UUMV	REVK

THE UNDERSIGNED DOES NOT ASSUME ANY LIABILITY FOR OMISSION OR ERROR IN THE ABOVE STATEMENT.

GIVEN UNDER MY HAND AND SEAL OF SAID COURT, IN DALLAS, TEXAS, THIS THE 20^{TH} DAY OF DECEMBER, 2007

GARY FITZSIMMONS, DISTRICT CLERK DALLAS COUNTY, TEXAS

DEDUM